REGISTER OF CLASSIFICATION DECISIONS

Date of entry in Register:	08 September 2004
Name of applicant/court:	Secretary for Internal Affairs
Applicant to the Labelling Body:	Not Applicable
Title of Publication:	Swank's Legal & Tender, March #63
Other Known Title(s):	Swank's Taboo No. 63, March 2004
Director(s):	Not Applicable
Producer(s):	Not Applicable
Publisher:	Dogwood Publications, Inc
Author(s):	Not Stated
Format:	Magazine
Country of Origin:	USA
Language(s):	English

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Components of film originally examined: Not Applicable.

Feature:	Running Time:
Trailers:	Running Time:
	Total Running Time:

Excision/Alteration: Not Applicable.

Reason(s) for Excision:

Not Applicable.

Classification Decision:

Objectionable.

Display Conditions:

Not Applicable.

Descriptive Note:

Not Applicable.

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Direction to issue a label has been given on: Not Applicable.

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SUMMARY OF THE REASONS FOR DECISION:

The magazine entitled *Swank's Legal & Tender, March #63* is classified as: Objectionable.

This is because the magazine tends to promote and support the exploitation of young persons for sexual purposes as specified under s3(2)(a) of the Films, Videos, and Publications Classification Act 1993. The magazine has as its purpose the explicit depiction of young women engaged in sexual activity, or posing in sexualised positions, for the purposes of sexual arousal. While it is stated that the models are aged 18 years, in other respects, the magazine contrives to present them as being younger than this, with some models appearing to be aged in their mid teens. In doing this, the magazine puts forward a notion that young persons are legitimate and willing sexual partners for adult men and thereby exploits young persons in general.

The New Zealand Bill of Rights Act 1990 has been considered in relation to the classification of this publication. The classification of "Objectionable" interferes with the freedom of expression, but this is an outcome that is consistent with Parliament's intention that publications which promote and support, or tend to promote and support, the exploitation of young persons for sexual purposes are deemed to be objectionable.

OFLC No: 401274